

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

LOL FINANCE COMPANY,)	NO. 09-CV-3224
)	Judge Kopf
Plaintiff,)	
)	
vs.)	
)	
ROBERT P. JOHNSON and KERI J.)	
MALOLEY, Individually and d/b/a PAUL)	
JOHNSON & SONS CATTLE CO., INC.,)	
JOHN DOE, ABC COMPANY, and FIRST)	
NATIONAL BANK OF OMAHA,)	
)	
Defendants)	STIPULATION REGARDING
)	FIRST NATIONAL BANK OF
)	OMAHA'S MOTION OR
)	SUGGESTION TO DISMISS
)	PURPORTED CROSS-CLAIM FOR
)	LACK OF SUBJECT MATTER
)	JURISDICTION OR, IN THE
)	ALTERNATIVE, FOR LEAVE TO
)	FILE ANSWER
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PAUL JOHNSON & SONS CATTLE CO.,)	
INC.,)	
Third-Party Plaintiff,)	
)	
vs.)	
)	
MAVERICK FEEDERS, INC., a South)	
Dakota corporation, SHON SAWYER and)	
JULIE SAWYER, husband and wife,)	
)	
Third-Party Defendants.)	
)	

First National Bank of Omaha (“FNBO”) and Maverick Feeders, Inc., by and through their respective counsel, stipulate that within two business days after approval of this Stipulation by the Court, FNBO:

1. Will withdraw its Motion Or Suggestion To Dismiss Purported Cross-Claim For Lack Of Subject Matter Jurisdiction Or In The Alternative For Leave To File Answer (Filing No. 136 hereinafter referred to as “the Motion”); and

2. May file the Answer to Cross-Claim which was attached to the Motion.

Dated this 20th day of September, 2010.

First National Bank of Omaha, Defendant,

By: /s/Thomas O. Kelley
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Maverick Feeders, Inc., Cross-Claimant,

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Attorney for Maverick Feeders, Inc., Shon
Sawyer and Julie Sawyer

CERTIFICATE OF SERVICE

I certify that on the 20th day of September, 2010, I electronically filed the foregoing document with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing to the following:

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